**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH**
**AT HYDERABAD**

**THURSDAY THE TWENTY SECOND DAY OF MARCH,**
**TWO THOUSAND AND SEVEN**

**: PRESENT :**

**THE HON'BLE DR. JUSTICE G.YETHIRAJULU**

**CRIMINAL PETITION No. 1720 OF 2007**

Between:

Cdr. Vendoti Joshue (Retd) S/o Late Kanakaiah.

Petitioner/Accused
( in Cr. No. 231 of 2006 on the file of
III Town P.S.Visakhapatnam)

AND

State of A.P., Rep. by its Public Prosecutor, High Court of A.P., Hyderabad

Respondent/Complainant
(Respondent in
do )

COUNSEL FOR THE PETITIONER : Sri C. Praveen Kumar
COUNSEL FOR THE RESPONDENT : The Public Prosecutor

Petition under Section 438 of Cr.P.C. praying that in the circumstances stated in the Memo. of grounds filed herein, the High Court may be pleased to direct the Station House Officer, III Town Police Station, Visakhapatnam to release the petitioner on bail in the event of his arrest in connection with C.C. No. 663 of 2006 on the file of the Chief Metropolitan Magistrate, Visakhapatnam which arose out of Cr. No. 231 of 2006 of III Town Police Station, Visakhapatnam.

**THE COURT MADE THE FOLLOIWNG ORDER:**

**"The petitioner is accused in C.C. No. 663/2006 on the file of the learned Chief Metropolitan Magistrate, Visakhapatnam registered for the offence U/s. 420 IPC.**

**The petitioners alleged to have sold his house to the daughter of the defecto complainant without disclosing that there was a loan taken on the house from the Life Insurance Corporation (LIC) for its construction. The learned counsel for the petitioner submitted that on receipt of a notice from the LIC, the petitioner cleared the loan, but there was some difference in the calculation of the amount, in respect of which the matter is pending before the Divisional Officer of the LIC. There was no intention on the part of the petitioner to cheat the complainant. Therefore, he submits that the ingredients of Section 420 IPC are not attracted.**

**In the light of the above circumstances, the petitioner is directed to surrender himself before the learned Chief Metropolitan Magistrate, Visakhapatnam and on such surrender the learned Magistrate, shall enlarge him on bail on his executing a bond for Rs. 10,000/- together with two sureties each in a like sum to the satisfaction of the said Court.**

**The petitioner shall make himself available before the S.H.O., III Town Police Station, Visakhapatnam for interrogation in connection with Cr. No. 231/2006 as and when required."**

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Chief  Metropolitan Magistrate, Visakhapatnam.
2. The Station House Officer,  III Town Police Station, Visakhapatnam.
3. Two CCs to the Public Prosecutor, High Court of A.P. Hyderabad (OUT)
4. One spare copy.
5. One CC to Sri C Praveen Kumar,  Advocate (OPUC)

**BV**

HIGH COURT

GMJ

DT. 27-6-2005

ORDER

CRL.P.NO.2404 OF 2005

ANTICIPATORY BAIL